

**FACSIMILE COVER SHEET****Date:** July 5, 2005**To Examiner :** Krishnan, Ganapathy
Group 1623**From:** Carolyn S. Elmore, Esq.
Registration No. 37,567**Fax Number:** (571)273-0654**Subject:** **Paper:** Preliminary Amendment and Terminal Disclaimer**Docket No.:** 4014.1067 US**Appellants:** Guoyou Xu, et al.**Serial No.:** 10/758,409**Filing Date:** January 14, 2004**Number of pages including this cover sheet** 15**Please confirm receipt of facsimile:** Yes XX No _____**Comments:**

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DOCKET NO. : ENP-073

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Guoyou Xu, Datong Tang, Yonghua Gai, Heejin Kim, Guoqiang Wang, Ly Tam Phan, Yat Sun Or and Zhe Wang

Application No.: 10/758,409 Group: 1623

Filed: January 14, 2004 Examiner: Ganapathy Krishnan

Confirmation No.: 6085

For: Processes for the Preparation of 6-11 Bicyclic Erythromycin Derivatives

CERTIFICATE OF MAILING OR TRANSMISSION	
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<u>7-5-05</u>	<u>Rachel Meehan</u>
Date	Signature
RACHEL MEEHAN	
Typed or printed name of person signing certificate	

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment for filing in the above-identified application.

☒ Applicant claims small entity status.

☐ A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL. 1)		(COL. 2)		(COL. 3)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR		PRESENT EXTRA	RATE	ADDIT. FEE		RATE	ADDIT. FEE
TOTAL 61 MINUS *		61		0	X \$ 25	\$	X	\$50	\$
INDEP 2 MINUS **		3		0	X \$100	\$	X	\$200	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$180	\$	+	\$360	\$
					\$				
					TOTAL	= 0		TOTAL	\$

* not fewer than 20

** not fewer than 3


10/758,409

Please charge Deposit Account No. 502807 for the following fees:			
<input type="checkbox"/>	<input type="checkbox"/>	Petition for [] month Extension of Time	\$
<input type="checkbox"/>	<input type="checkbox"/>	Amendment Fee	\$
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Other Fees:	
		Terminal Disclaimer	\$ 65
			\$
TOTAL:			\$ 65
A check is enclosed in payment of the following fees:			
<input type="checkbox"/>	<input type="checkbox"/>	Petition for [] month Extension of Time	\$
<input type="checkbox"/>	<input type="checkbox"/>	Amendment Fee	\$
<input type="checkbox"/>	<input type="checkbox"/>	Other Fees:	
			\$
			\$
TOTAL:			\$ 0

☒ A general authorization is hereby granted to charge Deposit Account No. 502807 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

ELMORE, CRAIG & VANSTONE, P.C.

By 
Carolyn S. Elmore

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Chelmsford, Massachusetts 01863

Dated:  July 5, 2005

Docket No: ENP-067

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Guoyou Xu, Datong Tang, Yonghua Gai, Heejin Kim, Guoqiang Wang, Ly Tam Phan, Yat Sun Or and Zhe Wang

Application No: 10/758,409

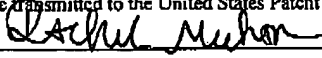
Group No: 1623

Filed: January 14, 2004

Examiner: Ganapathy Krishnan

Confirmation No.: 6085

Title: Processes for the Preparation of 6-11 Bicyclic Erythromycin Derivatives
Processes for the Preparation of 6-11 Bicyclic Erythromycin Derivatives

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	7/5/05
Signature	Date
RACHEL MEENAN	
Typed or printed name of person signing certificate	

PRELIMINARY AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the telephonic interview of July 1, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 11 of this paper.